

DEC 07 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: Hakim
Serial No.: 10/083,656
Filing Date: 2/25/2002
Examiner: Moy, Joseph Man
Art Unit: 3727
For: No Spill Drinking
Cup Apparatus
Attorney Docket No.: 4009.007.201

Patent Application

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Terminal Disclaimer

Pursuant to 35 U.S.C. §253, 37 C.F.R. §1.321, M.P.E.P. §1490, and all applicable law, Applicant Nouri E. Hakim, the owner of one hundred percent (100%) ownership interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,321,931 or U.S. Patent No. 6,357,620. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate,

is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is attorney of record.

The Commissioner is hereby authorized and directed to debit our deposit account, Account No. 50-1604 for the terminal disclaimer fee.

Dated: December 7, 2004

Respectfully submitted,



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